Supreme Court's Direction regarding division of any state

3495. PROF. R. B. S. VARMA : Will the Minister of PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS be pleased to state :

(a) whether Hon'ble Supreme Court has made it clear that the Government can review its final allocation orders in case of the division of any State in the Country;

(b) if so, whether Government will follow the direction of the Apex Court;

(c) if not, the reasons therefor;

(d) whether Government have received thousands of applications from the State Government Employees of Chhattisgarh and Madhya Pradesh for review of their final allocation order; and

(e) if so, how long Government will take to decide the above matter to minimize the agony and plight of such employees ?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS (SHRI HARIN PATHAK) : (a) to (e) In the context of States Reorganization Act, 1956, the Hon'ble Supreme Court in Civil Nos. 2436—2439 of 1969 held that the Government has power to review its own decision under the Act. In respect of the successor States of Madhya Pradesh and Chhattisgarh, the Central Government have issued final allocation orders, on receipt of the recommendations of the State Advisory Committee, which in turn had considered the various representations received from employees on the tentative final allocation list, published for the purpose of inviting representations. After issue of final allocation, representations have been received from State service personnel including from those who had earlier submitted representations to the State Advisory Committee. There is no proposal to review cases of personnel whose representations were duly considered by the State Advisory Committee while finalizing their recommendations to the Central Government.